

111TH CONGRESS
2D SESSION

H. R. 5843

To amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local educational agencies eligible for such payments within 3 fiscal years.

IN THE HOUSE OF REPRESENTATIVES

JULY 22, 2010

Mr. LARSEN of Washington (for himself, Mr. SMITH of Washington, Mr. YOUNG of Alaska, Mr. BISHOP of Georgia, Mrs. McMORRIS RODGERS, Mrs. HALVORSON, Mr. COURTNEY, Mr. REYES, Mrs. BLACKBURN, Mr. DICKS, Mr. OBERSTAR, Mr. McDERMOTT, Mr. HASTINGS of Washington, Mr. FILNER, Mr. CARTER, Ms. HIRONO, Mr. LAMBORN, Mr. REHBERG, Mr. SKELTON, Mr. GONZALEZ, Mr. INSLEE, and Mr. REICHERT) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local educational agencies eligible for such payments within 3 fiscal years.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. TIMELY PAYMENTS.**

2 Section 8010 of the Elementary and Secondary Edu-
3 cation Act of 1965 (20 U.S.C. 7710) is amended by add-
4 ing at the end the following:

5 “(d) TIMELY PAYMENTS.—

6 “(1) IN GENERAL.—Subject to paragraph (2),
7 the Secretary shall pay a local educational agency
8 the full amount that the agency is eligible to receive
9 under this title for a fiscal year not later than Sep-
10 tember 30 of the second fiscal year following the fis-
11 cal year in which such amount has been appro-
12 priated if, not later than 1 calendar year following
13 the fiscal year in which such amount has been ap-
14 propriated, each local educational agency that is eli-
15 gible to receive funds under this title for such fiscal
16 year submits to the Secretary all the data and infor-
17 mation necessary for the Secretary to pay the full
18 amount that the agency is eligible to receive under
19 this title for such fiscal year.

20 “(2) PAYMENTS WITH RESPECT TO FISCAL
21 YEARS IN WHICH INSUFFICIENT FUNDS ARE APPRO-
22 PRIATED.—For a fiscal year in which the amount
23 appropriated under section 8014 is insufficient to
24 pay the full amount a local educational agency is eli-
25 gible to receive under this title, paragraph (1) shall
26 be applied by substituting ‘is available to pay the

- 1 agency' for 'the agency is eligible to receive' each
- 2 place it appears.'".

